

May 2, 1975

that I offered previously. I am assured, was assured at that time, that there were no provisions in there to expand the powers of savings and loans, and that it would simply allow them to participate in electronic funds transfer on an indiscriminate and equal basis. The fact is, as I understand it, Federal systems will be nondiscriminatory. Banks will be able to participate in them. National bank systems will be nondiscriminatory and anyone will be able to participate in them. The state banks most likely will go into integrated systems with those other financial institutions, so that we are only leaving the state S & L's out of an integrated nondiscriminatory funds transfer system. That just simply is wrong. It doesn't make sense. As a matter of fact, I would be personally convinced that we would probably change that next year if we don't do it this year. It will simply be unworkable and will prove to be a totally unreasonable restriction on state S & L's. The prudent thing to do here is still not to pass this bill until we all know exactly what we're talking about. Senator Murphy says the bill's been here since January. The Supreme Court decision, which we all know vitally effects the legal relationships involved in this bill, came down yesterday. Yet he urges you that there is a great urgency that we pass this bill today and that we not attempt to comprehend the effects of that Supreme Court decision on this bill. That decision effects this bill. There's no way that it can't effect this bill. Everyone has known since January that that case would effect any type of legislation regarding electronic funds transfer. It does have an effect. We do not understand it and we do not appreciate it because we haven't had time. The bill does not become effective until January of '76. No one is going to be put to any great disadvantage or any great discomfort to give us an opportunity each of us to understand the effect of that decision upon this LB 269. So for both of those reasons the bill should be returned and the amendment attached. I urge you to do that.

PRESIDENT: Senator Schmit for what purpose do you arise? Oh, Senator Murphy for what purpose do you arise?

SENATOR MURPHY: One question of Senator Cavanaugh, Mr. Chairman.

PRESIDENT: Senator Murphy, the purpose of close is to close debate. If you have a question of Senator Cavanaugh we'll stand at ease and you may ask him a question. The question is the adoption of the Cavanaugh amendment to return to Select File for specific amendment. Record your vote. Have you voted? Record.

CLERK: 14 ayes, 22 nays to return, Mr. President.

PRESIDENT: Motion fails.

CLERK: Another motion on the desk Mr. President.

PRESIDENT: Read the motion.